IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE M.NARAYANA REDDY

WRIT PETITION NO : 99 of 2005

Between:

Chigilipalli Muralidhara Rao, S/o. Satyam,
R/o. Yerukalapeta Village, Ponduru Mandal, Srikakulam District.

..... PETITIONER

AND

The District and Sessions Judge, Vizianagaram District at Vizianagaram.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue an appropriate Writ, order or direction more particularly a Writ in the nature of Writ of Mandamus directing the District and Sessions Judge, Vizianagaram to consider the petitioner's case as displaced employee for appointing the petitioner as Amin in any future Vacancy.

Counsel for the Petitioner:MR.A.RAVI SHANKAR

Counsel for the Respondent : MR.C.V.NAGARJUNA REDDY

The Court at the admission stage made the following :

ORAL ORDER: (per the Hon'ble the Chief Justice)

We see no substance in the writ petition where direction is sought against the respondent to consider the petitioner's case as a displaced employee for appointment as Amin in any future vacancy. On 3rd June, 1992, Assistant Registrar of this Court forwarded petitioner's representation to the District Judge to take appropriate action at his end after lifting of the ban orders. It is not the case of the petitioner that ban order has been removed and there has been fresh appointment and his case has not been considered. Petitioner can make grievance only in case vacancies are filled up and his case has not been considered for appointment. Petitioner cannot seek direction to appoint him. Right is only for consideration and as and when respondent is likely to fill up the vacancies, there is no manner of doubt that the petitioner's case will also be considered in accordance with law only.

Petition dismissed.

_____

DEVINDER GUPTA, CJ

7-2-2005

_____

M.NARAYANA REDDY, J

tvr

To

1. The District and Sessions Judge, Vizianagaram District at Vizianagaram.

2. 2 CCs to the Standing Counsel for the High Court of A.P., High Court buildings, Hyderabad (OUT).

3. 2 CD copies.